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FKA The Bank of New York as Trustee for  
the registered holders of the CWABS, Inc.,  
Asset-Backed Certificates, Series 2005-13*

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA  
THE BANK OF NEW YORK AS TRUSTEE  
FOR THE REGISTERED HOLDERS OF THE  
CWABS, INC., ASSET-BACKED  
CERTIFICATES, SERIES 2005-13,

Plaintiffs,

v.

NORTHGATE HOMEOWNERS  
ASSOCIATION; NEVADA ASSOCIATION  
SERVICES, INC.; MARIA LOYO-MORALES;  
KIMBERLY TIBONI, DOES 1-10 inclusive,

Defendants.

MARIA LOYO-MORALES, an individual,

Counterclaimant,

v.

THE BANK OF NEW YORK MELLON FKA  
THE BANK OF NEW YORK AS TRUSTEE  
FOR THE REGISTERED HOLDERS OF THE  
CWABS, INC., ASST-BACKED  
CERTIFICATES, SERIES 2005-13,

Counterdefendant.

Case No.: 2:16-cv-02400-MMD-MDC

**ORDER GRANTING STIPULATION  
AND ORDER TO DISMISS  
WITH PREJUDICE**

**PLEASE TAKE NOTE** that The Bank of New York Mellon FKA The Bank of New York as Trustee for the Registered Holders of the CWABS, Inc., Asst-Backed Certificates, Series 2005-13 (**BoNYM**) and Maria Loyo-Morales stipulate to dismiss all remaining claims in this action with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, with each party to bear their own costs and fees incurred during the pendency of this action. The dismissal includes all remaining claims in the BoNYM's complaint (ECF No. 1), as well as all remaining claims in Loyo-Morales' counterclaim and cross-claim (ECF No. 100).

This Stipulation and Order does not apply (i) to any separate and continuing contractual or equitable obligations that may currently exist between or among Loyo-Morales and BoNYM, (ii) to any other property owned by Loyo-Morales, now or in the future, and (iii) to other pending litigation involving a different property, captioned *Bank of New York Mellon v. Loyo-Morales*, Clark County District Court, Case No. A-22-845974-C.

**IT IS SO STIPULATED.**

DATED this 16th day of May, 2024.

AKERMAN LLP	CORY READE DOWS & SHAFER
<div data-bbox="272 1171 545 1199" data-label="Text"> <p><i>/s/ Troy A. Lawrence</i></p> </div> <div data-bbox="250 1203 737 1461" data-label="Text"> <p>ARIEL STERN, ESQ. Nevada Bar No. 8276 SCOTT R. LACHMAN, ESQ. Nevada Bar No. 12016 TROY A. LAWRENCE, ESQ. Nevada Bar No. 16102 1635 Village Center Circle, Suite 200 Las Vegas, NV 89134</p> </div> <div data-bbox="250 1491 813 1619" data-label="Text"> <p><i>Attorneys for The Bank of New York Mellon FKA The Bank of New York as Trustee for the Registered Holders of the CWABS, Inc., Asst-Backed Certificates, Series 2005-13</i></p> </div>	<div data-bbox="911 1171 1235 1199" data-label="Text"> <p><i>/s/ R. Christopher Reade</i></p> </div> <div data-bbox="889 1203 1365 1335" data-label="Text"> <p>R. CHRISTOPHER READE, ESQ Nevada Bar No. 6791 1333 North Buffalo Drive, Suite 210 Las Vegas, Nevada 89128</p> </div> <div data-bbox="889 1365 1328 1398" data-label="Text"> <p><i>Attorney for Maria Loyo-Morales</i></p> </div>

**ORDER**

**UPON STIPULATION** of the parties, and good cause appearing therefore, it is hereby **ORDERED, ADJUDGED AND DECREED** that the remaining claims in the above-entitled action be dismissed with prejudice, each party to bear their own costs and fees.

DATED this 17th day of May 2024.

  
UNITED STATES DISTRICT JUDGE